(1) (1-100) (3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 3179 2004

PETITIONER

P. S. Salam S/o Shri Vishram Singh Salam, aged about 35 years, Assistant Teacher at Primary School Hatchapai, Farsgaon Dist. Bastar (C.G.) Resident of Village & post Rampur Janwani, Tahsil Narharpur, Dist. Kanker (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh through, Secretary Adim Jati Tatha Anusuchit Jati Vikas Vibhag, Mantralaya, Raipur (C.G.)

2. The director/Commissioner, Aadim Jati Anusuchit Jati, Vikas, vibhag, Raipur Dist. Raipur (C.G.)

3. Assistant director/Commissioner, Aadiwasi Vikas Aadim Jati Kalyan Vibhag, Kanker Dist North Bastar Kanker (C.G.)

4. The Collector (Aadivasi Vikas Shakha) Kanker Dist. Jagdalpur (Bastar) (C.G.)

P.R. No. 3179/04 Presented by Shri R.S. Patel dated 9-9-04

RECEIVED COPY 9/9/04 Shri R.A.G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE COUNSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS, PROHIBITION, CERTIORARI ETC. OR ANY OTHER DIRECTION OR ORDER TO DO JUSTICE IN THE MATTER.

The petitioner above named

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. No. 3179/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर-सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

21/9/2004

Shri R.S. Patel, Counsel for the petitioner.

Shri U.N.S. Deo, Govt. Advocate, for the State.

Application for urgent hearing is allowed.

Heard.

Counsel for the petitioner submitted that the petitioner was transferred vide order dated 21/8/2003, Annexure – P/1, but has not been relieved because of the Lok Sabha and the Vidhan Sabha elections. It is further submitted that he has also made the representation for his relieving to the authorities concerned. It is also submitted that the transfer order is still in force and has not yet been cancelled. It is subnitted that in similar matter bearing W.P. No.1465/04, orders have been passed. He prays that similar orders may be passed in this case also.

State counsel does not dispute the fact.

Having considered the facts and circumstances, material on record and the fact that the elections to the Lok Sabha and Vidhan Sabha have already been held and further the fact that as the transfer order of the petitioner is not yet cancelled then there is no reason in not relieving the petitioner, it is directed that the petitioner would be relieved by the authorities concerned within 3 weeks from the date of production of copy of this order before them.

With this observation, this petition is disposed of.

Consequently, M.W.P. No.2771/2004 and I.A. No.6772/04 also stand disposed of.

C.C. as per rules.

Sd/-
Fakhruddin
Judge

[पीछे देखिये